

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

ERIC DRAKE,

Plaintiff,

VS.

NAVISTAR INTERNATIONAL  
CORPORATION, *et al*,

Defendants.

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MISCELLANEOUS ACTION NO. 2:14-MC-474

**ORDER DENYING WITHOUT PREJUDICE APPLICATION FOR LEAVE  
TO PROCEED *IN FORMA PAUPERIS* AND DISMISSING LAWSUIT**

On April 15, 2014, Plaintiff filed an application for leave to proceed *in forma pauperis* in a lawsuit he filed against the named Defendants (D.E. 1). The Magistrate Judge scheduled a hearing for Wednesday, May 7, 2014, at 3:00 p.m. On May 5, 2014, Plaintiff filed his motion for a non-suit (D.E. 3).

Accordingly, Plaintiff's application for leave to proceed *in forma pauperis* is denied without prejudice, and his lawsuit is dismissed without prejudice on Plaintiff's motion.

ORDERED this 8th day of May, 2014.

  
NEEVA GONZALES RAMOS  
UNITED STATES DISTRICT JUDGE